IN THE HIGH COURT OF KERALA AT ERNAKULAM
PRESENT :

THE HONOURABLE MR. JUSTICE K.S.RADHAKRISHNAN
&
THE HONOURABLE MR. JUSTICE ANTONY DOMINIC

TUESDAY, THE 29TH MAY 2007 / 8TH JYAISHTA 1929

WA.No. 1107 of 2007()

AGAINST THE JUDGEMENT IN OP.33720/2001 Dated 12/01/2007
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APPELLANT: PETITIONERS:

V. HARIDASAN NAIR,
S/O. VALAPPIL MADHAVI AMMA,
KACHERI AMSOM & DESOM, KOZHIKODE.

BY ADV. SRI.K.K.SATHEESH

RESPONDENTS:
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1. STATE OF KERALA, REPRESENTED BY ITS
CHIEF SECRETARY, GOVERNMENT SECRETARIAT,
THIRUVANANTHAPURAM.

2. THE LAND REVENUE COMMISSIONER (LA)
LAND REVENUE DEPARTMENT, THIRUVANANTHAPURAM.

3. THE SPECIAL TAHSILDAR,
LAND ACQUISITION, KOZHIKODE.

4. CORPORATION OF KOZHIKODE
REPRESENTED BY ITS SECRETARY.

BY GOVT PLEADER SRI.K. SANDESH RAJA FOR R1 TO R3
SHRI.P.V.KUNHIKRISHNAN, S.C. FOR R4

THIS WRIT APPEAL HAVING COME UP FOR ADMISSION ON 29/05/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K.S.Radhakrishnan
&
Antony Dominic, JJ.
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W.A.No. 1107 of 2006
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Dated this the 29th day of May, 2007.

JUDGMENT

Radhakrishnan,J.

The appeal was preferred seeking a writ of certiorari calling for the records leading to the land acquisitions proceedings initiated by the respondents against the petitioner. The acquisition was for the purpose of construction of a park. The area where the proposed establishment of park is a residential area as per the detailed town planning scheme. It is also stated that the District Planning Committee and the Government have approved the Master Plan for the Calicut City and the proposed construction of the park is in tune with the Master Plan. The area proposed for acquisition is a small strip of land lying in between two roads and is not suitable for construction of any building and it is an ideal spot for constructing a park. The notification was published and an enquiry was conducted under Section 5A(1) of the Land Acquisition Act. The enquiry was completed on 18.10.2001. The land acquisition proceedings were rightly initiated. We find no

reason to interfere with the judgment of the learned single Judge.

Writ Appeal is dismissed.

K.S.Radhakrishnan,
Judge.

Antony Dominic,
Judge.

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